



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*Election 1/653
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In re Patent Application of

MUTTER et al

Atty. Ref.: 2548-17

Serial No. 09/890,636

Group: 1653

Filed: August 3, 2001

Examiner: David Lukton

For: CYCLOSPORIN DERIVATIVES AND METHOD FOR THE PRODUCTION OF
SAID DERIVATIVES

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March 25, 2002

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In response to the Office Action dated February 25, 2002, applicant responds as follows.

Claims 1-5 are pending in the application. Claims 1-5 are subject to a restriction and a species election requirement.

In response to the restriction requirement, applicant elects Group II, claims 1-4, drawn to compounds limited to G2 wherein neither R₁ nor R₂ is a water soluble polymer, or contains such. In the event that claims therein are found allowable, the examiner has indicated that the method-of-making claims will be rejoined for further examination, for example, claim 5.

Applicants reserve the right to prosecute the non-elected claims in a divisional application.

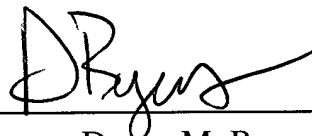
In response to the species election requirement, applicant elects the derivatives of general formula V, as obtained and described in Example 3, pages 9 and 10, i.e., derivative Vd of general formula V in which R_1 is -Ph and R_2 is H. This specie is a specific compound in which the structure is fully defined. Pending claims 1-4 are readable thereon.

Having fully responded to the pending restriction and species election in the Office Action, applicants submit that the claims are in condition for examination and allowance, and earnestly solicit a notice to that effect. If the examiner has any questions, the undersigned may be contacted at 703-816-4009.

Respectfully submitted,

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